

Practitioner's Docket No.: 905\_151 CON

PATENT

NEW APPLICATION TRANSMITTAL

Mail Stop: Patent Application  
Commissioner for Patents  
Alexandria, VA 22313-1450

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to the **Box Patent Application, Assistant Commissioner for Patents, Washington D.C. 20231** on October 30, 2003, under "EXPRESS MAIL" mailing label number **EV288034625US**.

Lynn L. Pond

22264 U.S. PTO  
10/697194

Transmitted herewith for filing is the patent application of:

Inventor 1: Edward Brant  
Address: 215 Woodhaven Drive, Burlington, NC 27215  
  
Inventor 2: John F. Myers  
Address: 8346 Warbler Way, Liverpool, NY 13090  
  
Inventor 3: Gerald R. Savicki, Jr.  
Address: 512 Westbrook Hills Drive, Syracuse, NY 13215

**Title:** PRESSURE PLATE FOR SWITCH OR RECEPTACLE

**1. Type of Application**

This is a request for filing a CONTINUATION APPLICATION under 37 C.F.R. §1.53(b), of pending prior application:

Serial No.: 09/897,319                      Group Art Unit: 2831  
Filed: June 29, 2001                      Examiner: Harris

Title: PRESSURE PLATE FOR SWITCH OR RECEPTACLE

Inventors: Edward Brant, John F. Myers and Gerald R. Savicki, Jr.

**2. Papers Enclosed**

**A. Required for filing date under 37 CFR 1.53(b) (Regular) are:**

4 Page(s) of Specification  
1 Page(s) of Claims  
1 Page(s) of Abstract  
6 Sheets of Formal Drawings (Figs. 1a-4c)

**B. Other Papers Enclosed**

☐ A Preliminary Amendment  
☒ A copy of the Declaration and Power of Attorney from the prior application  
☐ An Information Disclosure Statement

[ ] PTO Form-1449

### 3. Relate Back

#### A. 35 U.S.C. 119(e)

[ ] Priority of provisional application Serial No. \_\_\_\_\_ filed \_\_\_\_\_, is hereby claimed under 35 U.S.C. §119(e).

#### B. 35 U.S.C. 120, 121 and 365(c)

[X] Priority of said prior application 09/897,319, filed June 29, 2001, is hereby claimed under 35 U.S.C. §120.

#### C. 35 U.S.C. 119 Priority Claim for Prior Application

[ ] Priority of foreign application(s) No. \_\_\_\_\_, filed \_\_\_\_\_ in \_\_\_\_\_ is hereby claimed under 35 U.S.C. §119.

[ ] A certified copy of the above corresponding foreign application was filed in prior application Serial No. \_\_\_\_\_ on \_\_\_\_\_

[ ] A certified copy of the above corresponding foreign application is filed herewith.

### 4. Declaration or Oath (including Power of Attorney)

The power of attorney in the prior application is to Christopher R. Pastel, Reg. No. 37,694:

[ ] A new power of attorney is enclosed.

[X] A copy of the power in the prior application is enclosed.

[X] Address all future communications to:

Daniel P. Malley, Reg. No. 43,443  
101 South Salina Street, Suite 400  
Syracuse, NY 13202

### 5. Inventorship Statement

The inventorship for all the claims in this application are the same.

### 6. Assignment

The prior application is assigned of record to Pass & Seymour, Inc. at Reel 011976, Frame 0310, and this application should also be assigned to Pass & Seymour, Inc.

**7. The filing fee has been calculated as shown below:**

- A. Filing Fee  
[X] Original Patent Application \$ 770.00  
(37 C.F.R. 1.16(a) --\$740.00; Small Entity--\$370.00)
- B. Fees for Claims (1 Total Claim; 1 Indep. Claim)  
[ ] each independent claim in excess of 3 \$ .00  
(37 C.F.R. 1.16(b) --\$84.00; small entity--\$42.00)  
[ ] each claim in excess of 20 \$ .00  
(37 C.F.R. 1.16(c) --\$18.00; small entity--\$9.00)  
[ ] multiple dependent claim(s) \$ .00  
(37 C.F.R. 1.16(d) --\$280.00; small entity--\$140.00)

**Total Fees Due \$ 770.00**

**8. Payment of Fees and Authorization to Charge Additional Fees or Credit Overpayment**

- [x] A check in the amount of \$770.00 is enclosed.  
[x] The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0289. A duplicate copy of this sheet is enclosed.  
[x] Any additional filing fees required under 37 CFR 1.16.  
[ ] Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

WALL MARJAMA & BILINSKI LLP

10/30/03  
Date

Daniel P. Malley  
Daniel P. Malley  
Reg. No. 43,443

DPM:llp

Customer No.: \*20874\*  
20874

PATENT TRADEMARK OFFICE